IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.23604 of 2004

Between:

Gannavarapu Srinivasulu, S/o.Ramaiah,
R/o.Dundigam Village, Dagadarthi Mandal, Nellore District.

..... PETITIONER

AND

1 The District Collector, Nellore, Nellore District.
2 The Revenue Divisional officer, Kavali, Nellore District.
3 The Mandal Revenue officer, Dagadarthi Village & Mandal, Nellore

District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction, particularly one in the nature of Writ of Mandamus, declaring the action of the 3rd Respondent in not implementing her own orders dated 10-09-2004 made in Rc. No.B-248/2004 and not taking further action in issuing pattedar pass book is arbitrary and unreasonable and consequently direct the Respondents to implement the orders of the 3rd respondent made in Rc.No.B-248/2004 dated 10-09-2004 by issuing the pattedar pass Book.

Counsel for the Petitioner: MR.G.TUHIN KUMAR

Counsel for the Respondents: GP FOR REVENUE

The Court, at the admission stage, made the following:

ORDER:

This writ petition is filed seeking to direct the respondents to issue pattedar passbook to the petitioner in respect of the land admeasuring an extent of Ac.3.00 cents in Survey No.458/1 of Dundigam village, Dagadarthi Mandal, Nellore District by implementing the orders of the

3rd respondent-Mandal Revenue Officer vide Rc.No.B-248/2004, dated 10.09.2004.

Heard the learned counsel for petitioner and learned Government Pleader for Revenue.

Admittedly, the petitioner is not the original assignee of the land in question and he is stated to have purchased the same from its original assignee, namely, B. Chandraiah. Petitioner submits that he has already approached the revenue authorities for grant of pattadar passbook.

If that is the case, until and unless some order is passed by the revenue authorities on the representation said to have been made by the petitioner, this Court cannot interfere in the matter and give a direction to the Mandal Revenue Officer to issue any patta to the petitioner based on the remarks made by the 3rd respondent-Mandal Revenue Officer in the proceedings dated 10.09.2004 that the petitioner is eligible for patta. The writ petition is devoid of merit, and the same is liable to be dismissed.

Accordingly, the writ petition is dismissed at the stage of admission. No costs.

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N.V. RAMANA, J

20-12-2004

nsr/tvk

To

1 The District Collector, Nellore, Nellore District.
2 The Revenue Divisional officer, Kavali, Nellore District.
3 The Mandal Revenue officer, Dagadarthi Village & Mandal, Nellore

District.

4 Two CCs to GP for Revenue, High Court of AP, Hyderabad (OUT)

5 Two CD copies.